

**ShawPittman LLP**

A Limited Liability Partnership Including Professional Corporations

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February 24, 2005

EX PARTE OR LATE FILED

ORIGINAL

*Via Courier*

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

**RECEIVED**

FEB 24 2005

Federal Communications Commission  
Office of Secretary

**Re: EX PARTE SUBMISSION  
WT Docket 03-66; Amendment of Parts 1, 21, 73, 74, and 101 of the  
Commission's Rules to Facilitate the Provision of Fixed and Mobile  
Broadband Access, Educational and Other Advanced Services in the  
2150-2162 and 2500-2690 GHz Bands**

Dear Ms. Dortch:

On February 23, 2005, Bradley Holmes, the Chief Operating Officer of NY3G Partnership ("NY3G"), met with Sheryl Wilkerson, Legal Advisor to Chairman Powell, regarding the above-referenced proceeding.

NY3G talked about its current efforts to provide wireless broadband service to the New York City area. The parties discussed the proposals in the Commission's *Further Notice of Proposed Rulemaking*, and NY3G's ongoing negotiations with Trans Video Communications, Inc., the grandfathered ITFS licensee in New York City, including the obligations of ITFS licensees to negotiate with co-channel MMDS licensees.

Please direct any questions regarding this matter to the undersigned.

Very truly yours,



Tony Lin  
Counsel for NY3G Partnership

cc: Sheryl Wilkerson

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